Scott. II-46—22,502—6-2-23.

Development (1923) Department.

Miscellaneous SERIES.

G.O. No. 1235

DATED 29-8-1923

[Despatch Abstract.]

Forest Panchayat

Ramanadapuram Kadu - South Kanara District - Transfer & management to Village Panchayat

From

Office of the Registrar-General of Panchayats,
Fort St. George, 10th May 1923.

No. 1057-1

M.R.Ry., Rai Bahadur,

N. Gopalaswami Ayyangar avl., B.A., B.L., M.L.C.,

Registrar-General of Panchayats, Madras

To

The Secretary to Government,

Local Self-Government Department.

11650

Sir,

I have the honour to forward herewith letter from the President, Taluk Board, Karkal and the endorsement thereon of the Collector of South Kanara re: the transfer of the Ramasamudram Kadu from the forest panchayat to the Village Panchaya constituted under Act XV of 1920 and to recommend that orders sanctioning the transfer may be passed at an early date.

2. The question of revising the boundaries of the Karkal panchayat so as to include the revenue village of Meevar also within its jurisdiction has to be taken up only on receipt of the orders referred to in para 1 above.

Registrar-General.

No: 67 /23 K.T.S.G.

KARKAL TALUK BOARD OFFICE,

Karkal 27-1-1923.

From,

M. R. Ry. K. SADASIVA BHAT, Avl., B. A., B. L. & M. L. C.

President, Karkal Taluk Board.

To,

THE Registrar-General of Panchayats,

Madras.

Through,

The Collector of South Kanara.

Sir,

I have the honour to state that the Village Panchayat of Karkal constituted by notification No.63 under Act XV of 1920 has in its resolution No.11/7-1-23 agreed to take over the management of the village forest known as the Karkal Ramasamudra Kadu and the Karkal lotus tank from 1-2-23. Part II of notification No.63 constituted the Karkal Village Panchayat for carrying out all the purposes of the Act. Section 17 of Act XV of 1920 empowers the Local Government to transfer village forests to Panchayats for management and maintenance. The Karkal Taluk Board in its resolution No.459/21-10-22 approves of the proposal. The Karkal Ramasamudra Kadu Panchayat which ~~are~~ is now in charge of the village forest referred to, have in ~~their~~ its resolution No.1.dated 22-10-22 offered to transfer the management of the forest to the Karkal Village Panchayat.

As the matter appears to me to require the orders of the Local Government and the approval of the Registrar-General of Panchayats and as the present Ramasamudra Kadu Panchayat was constituted by the order of the Collector of South Kanara Ref on G.B.1337/1911 dated 15-6-1912, I propose to state briefly the history of the Ramasamudra Kadu Panchayat to enable the authorities concerned to come to some decision on the subject:-

3. The Karkal Ramasamudra Kadu was transferred to a Panchayat elected by the two adjoining villages Karkal and Meeyar in Karkal Taluk under agreement dated 24th December 191- which was approved by the Collector of South Kanara in his Dis No.626.D/Rev.14 dated 31-1-1914. The forest was formally

handed over with a lotus tank in Karkal Kasba on 23-5-1914. When the Informal Panchayat was proposed to be constituted for Karkal in 1916, the Ramasamudra Kadu Panchayat of that time, proposed that the Panchayatdars to be elected for the Karkal Informal Panchayat may also be constituted as members on the Ramasamudram Forest Panchayat. But the Collector of South Kanara thought that as the forest was not a L.F.concern, a provision as that proposed was unnecessary vide- Para 2.on page 1 of G.O.1695.L/10-11-17 constituting the Karkal Informal Panchayat. The forest thus continued in the management of the Ramasamudra Kadu Panchayat consisting of 6 elected members from Karkal and 3 from Meeyar. The forest Panchayat had been doing good work and earned the commendation of successive Revenue and Forest officers. It has protected a fine timber jungle, which will be a very valuable asset in about 20 years. It has been protecting the Lotus bed in Karkal Kasba which used to bring about a hundred rupees every year. It regulated the grazing of cattle in Karkal town; it maintained breeding bulls and earned some small grants therefor from Government. But I regret that the Panchayat appears to have fallen on evil days, and for several reasons which I need not detail here, the Forest Panchayat has not been working properly and will reach a dormant condition in a short time unless steps are taken to put the work under proper constitution. The Forest Panchayat therefore, at its meeting of 22-10-22 at which all the Panchayat--dars from Meeyar village were present, resolved that as it appeared impossible to carry on the administration of the Panchayat as here-to-fore, the management and protection of the forest be offered to the Statutory Village Panchayat newly constituted at Karkal and addressed the Karkal Village Panchayat to take early steps in the matter. As I said above, both the Village Panchayat and my Taluk Board have passed resolutions approving the proposal.

4. While recommending the transfer of the Ramasamudra Kadu Forest, I must point out what appeared to me certain diffi--culties in the way of doing so. The last agreement executed by the Panchayatdars of Karkal and Meeyar was in 1919 and I

believe the term of two years then proposed by the Collector was subsequently modified into 5 years so that I think the existing agreement will expire only in 1924. It has to be considered whether the Collector may not revoke the agreement in view of the present condition of the Ramasamudra Kadu Panchayat and the clear expression of inability by the Panchaya-dars to carry on the effective administartion of the Forest Panchayat. The other difficulty relates to the area of the jurisdiction of the Karkal Village Panchayat which is consti-tuted for the Revenue Village of Karkal only. Part of the Ramasamudra Kadu forest under the management of the present forest Panchayat is included within the limits of the Revenue village of Meeyar. I think that if the Government agree to transfer the management of the Forest to the Karkal Panchayat the limits of the jurisdiction of that Panchayat will have to be extended to that extent. I shall give the details showing the Survey Nos. of Meeyar village which have to be included if I am desired to do so. The Lotus Tank is in the Revenue village of Karkal and was handed over to the Panchayat in 1914. It has not been yielding any income in the last two years.

5. I request therefore that Government may be moved to pass early orders on the subject in the Department concerned.

I have the honor to be

Sir,

Your most obedient servant.

K. Seshagiri Rao.

President.

K.N.B.

R.Dy. No 12 -23.

Forwarded to the District Forest officer, Mangalore North for remarks with all connected records

Conservator.

U.O. 31.1.23

4

L.Dis.No.724-23. 5/

F o r w a r d e d.

The period of Contract as per agreement dated 6th --- December 1919 between the Secretary of State in Council ---- represented by R. H. Ellis, Esqr., I.C.S., Collector of ---- South Kanara and Mr. K. S. Sadasiva Bhat and 10 others ----- residents of the villages of Karkal and Mijar expires on --- 30th June 1924. Mr. Sadasiva Bhat has, however, obtained - the consent of all the members of the Forest Panchayat to -- the proposed transfer of the Ramasamudra Kadu to the ------- management and control of the Village Panchayat of Karkal. The lotus tank which is now included in the Ramasamudra Kadu Panchayat as per above agreement, may be required by the --- Fisheries Department vide enclosed copy of letter No. ------ 1944/22-1, dated 18th December 1922 from the Director of ----- Fisheries. I accordingly recommend the transfer of the ---- Ramasamudra Kadu as proposed by Mr. Sadasiva Bhat but ------ excluding the lotus tank from it.

South Kanara Collector's office, P. Thambaran 24.4
Camp Mudabidri, 18th April 1923. For Collector.

M.D'S.19/P.23/4.

Letter-from James Hornell, Esqr., F.L.S., F.R.A.I.,
Director of Fisheries, Madras.
To-the Collector of South Kanara, Mangalore.
Dated-Madras, 18th December 1922.
No.- Ref.No.1944 I/22-1.

Tank Fisheries - South Kanara District - Anaikere and Ramasamudram tanks - acquisition.

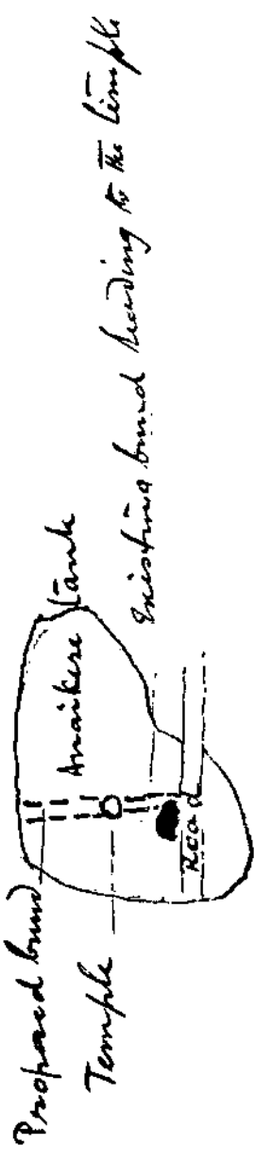
I have the honour to forward a copy of letter ------- No.1082-2 dated 12th December 1922 from the Assistant ------ Director (Inland) on the above subject and to request that - you will be so good as to offer your remarks on the proposal

---

Copy of letter No.Ref.P.R.1080-2 dated the 9th,

December 1922 from the Assistant Director of Fisheries ---- (Inland), Madras, to the Director of Fisheries, Madras.

During my recent tour in the South Canara District, I visited two fresh water tanks in Karkal, to wit Anaikere -- and Ramasamudram tanks, which hold permanent water. The - Anaikere tank which is the smaller of the two situated in - S.Nos.72 and 65/2 has a water spread area of about 6 acres. It is divided into two sections by the public road and the bigger section is again partially divided into two by a --- small bund which connects a temple situated in the middle - of the pond with the main road; by putting a similar bund to connect the temple with the opposite side of the tank -- side of the tank as shown in the margin, the pond could --- easily be converted into a sort of fish farm with 3 ponds. The pond is full of aquatic weeds like lilies, etc., and so provide good food for fish. When the question of improving the Inland fisheries of South Canara is taken up, this tank will serve as an excellent place to breed therein non-indigenous species of fish like Gourami, Tench, etc., for stocking purposes.



The Ramasamudram tank is situated in S.No.496 and has a water spread area of about 25 acres. It is very deep and is consequently not fishable by the local fishermen with -- their primitive nets. This tank could heavily be stocked with quick growing varieties of Carp, etc., and the produce annually sold. Since the fishing experiments which will - be made in the Kanigiri Reservoir will determine the best - kind of nets suited for deep water fishing, we should be -- able to net the Ramasamudram tank efficiently and thus make it a profitable source of revenue to the extent of several hundreds of rupees annually at a comparatively small cost.

2. Both the tanks belong to Government and the rentals realised therefrom for the past five years are noted in the margin. In view of their usefulness to the future ------ development of the Inland fisheries of South Canara ------ District, I have the honour to request that you will be so

6

Year.	Tanks: Anaikere.	Ramasamudram
1917	Rs.150-0-0	
1918	76-0-0	
1919	155-0-0	no
1920	83-0-0	rentals.
1921	152-0-0	

good as to address ---- Government - to acquire - the fisheries of these two tanks, paying an annual compensation to the District Board based on the average of the past 5 years rentals.

23.4.23

Development Deptt.

O.M.No.1331-I/23-2 dated 25. 6. 23

Reference- Endt. of the Collr. of S.Kanara L.Dis No.724-23 dated the 18th June 1923 on the letter from the President Taluk Board, Karkal No. 67/K.T.B. 123 dated the 27th January 1923. Ramasamudram Kadu - Transfer from forest panchayat to village panchayat-

---

The Govt. note that the Ramasamudram Kadu was handed over to the forest panchayat before the idea of formal forest panchayats were generally recognised and brought into existence. The Collr. of S.Kanara is requested to report what the conditions were when it passed on to the panchayat management. A copy of the ageement should be submitted.

DESPATCHED
27 JUN 23

To the Collector of South Kanara.

8

Secdl. II-8—8,500—2-2-22.

Dev. **DEPARTMENT.**

CURRENT No.

From

Received 192 *Registered* 192

D 1487 I
25.6.23

Ack. Rpt. 21.6.23.
J. Development Dept. U.O.
in continuation this Dept U.O
No. 11650-1 dtd 28.5.23
9/6/23

Office of the Registrar-General of Panchayats,

Fort St. George, 19th June 1923.

From L.S.Que No 14788-1 dtd 22.6.23 No. 1057-1

M.R.Ry., Rai Bahadur,

N.Gopalaswami Ayyangar avl., B.A.,B.L.,M.L.U.,

Registrar-General of Panchayats

21 JUN 1923 LOCAL SELF GOVERNMENT DEPARTMENT SECRETARIAT

14788

To

The Secretary to the Government of Madras,

Local Self-Government Department.

Sir,

I have the honour to request the early orders of Government on my letter No. 1057-1 dated 10th May 1923 re: the transfer of the Ramasamudra Kadu to the Karkal Village Panchayat, South Kanara District.

Where is my pending Rpt?
I swear interim Rpt is the Rs.
Rs 10.

done
9/6/23
22.6.23

N Gopalaswami
Registrar-General.

Dev. Deptt.

O.M. No. 1331-I/23-3 dt 2.7.23

Ref. Govt letter No. 1057-2 dt 19-6-23 — Transfer of Ramasamudram Kadu from forest panchayat to village panchayat

The Regr. Genl. of Panchayats is informed that the question is under correspondence with the Collr. of S. Kanara

KwR 21.16.23

DESPATCHED
3 JUL 1923

To the Rg. of Panchayats

CS 21/6

LRR 28/6

10

D1586

O.F. 20—86,826—17-12-21.

DEVELOPMENT **DEPARTMENT.** 1477/23

Received ..... 192 *Registered* 192

Subject.

fv 7 infra Reference:- Government Memo No.1331-1/23-2, dated 25th June 1922. Rama Samudram Kadu - Transfer from Forest Panchayat to Village Panchayat.

ENCLOSURES.

No. .....

.....

Spare copies .....

D.Dis. No. 3999-23-V7.

Station Mangalore *Dated the* 10th July 192 3

From (Name) G. W. Wells, Esquire, M.A., I.C.S.,

(Designation) Collector of South Kanara.

To The Secretary to the Government of Madras,

Development Department.

Madras.

Sir,

fv 11-13 infra A copy of the agreement which contains the ----- conditions under which the Forest in question was handed over to the management of the Panchayat is enclosed.

Your obedient servant,

11/7/23

Collector.

M.D'S.11/7.

11.7.23

Agreement between the Secretary of State in Council represented by R. H. Ellis, Esquire, I.C.S., Collector of South Kanara District, and the undermentioned persons, -- resident in the villages specified against their names in the Karkal Taluk of the District of South Kanara.

1. The Hon'ble Mr.K.S.Bhat	Residing in Karkal Kasba village.
2. S. L. Mathias	-do-
3. E. Vasudevaiya	-do-
4. K. Vittappa Nayak	-do-
5. Syed Issac Saheb Bahadur	-do-
6. K. Kodanda Rama Joishi	-do-
7. K. R. Hegde	-do-
8. K. P. Kamath	-do-
9. Manjappa Padyar.	Residing in the village of Miyar
10. Manjanatha Naik	-do-
11. K. Devaraja Kadamba	-do-

2. The abovementioned persons agree to form a ----- Panchayat and undertake the management of the area ------- specified in the A Schedule attached on the conditions set out below.

3. The agreement shall be in force for a period of five years from July 1919 to end of June 1924; but may be extended at the wish of the Panchayat, and on such terms - as may be approved by the Collector.

4. The Panchayat will not pay anything for the ---- period that this agreement remains in force.

5. The Panchayat shall work under the orders of the Revenue Divisional Officer. Should a vacancy occur in -- the Panchayat by reason of the death, or resignation of -- any of the persons specified above or from any other ----- cause, the vacancy will be filled up by the Panchayat ---- subject to the approval of the Revenue Divisional Officer.

6. The Revenue Divisional Officer shall have power to remove any Panchayatdar whose conduct makes him, in the opinion of such officer, unfit to remain in office. There is no appeal against the order of the Collector.

7. DUTIES OF THE PANCHAYAT: The main duty of the

Panchayat is to ensure that the area assigned to it is used to the best advantage of the village community consistent with the improvement of the Forest trees thereon and to this end the Panchayat shall:-

(i) prevent wilful damage to the area by fire or other means.

(ii) exclude goats from the area and prohibit all kind of quarying within it.

(iii) maintain the existing boundary line in good condition.

(iv) see that all fellings made either for firewood or leaf manure are made flush with the ground and only in one compartment at a time.

(v) prevent removal of forest produce for sale to persons other than the residents of the Panchayat village.

(vi) provide for eradication of the lantana that may be found on the area.

(vii) all the trees in the area will be preserved intact; however side branches and dead trees may be cut for firewood.

(viii) carry out all the orders issued by the Revenue Divisional Officer.

8. POWERS OF THE PANCHAYAT: The Panchayat shall have the full management and control of the area assigned to it.

The following powers are vested in the Panchayat:-

(i) Power to issue permits and to charge fees for grazing and for the exercise of other privileges in the area.

(ii) power to admit any cattle into or exclude any cattle from the area or to set apart any portion of the area for a particular class of cattle except goats.

(iii) power to exclude cattle of any person who wrecklessly or mischievously sets fire to, or otherwise causes damage in the area, or who removes tree-growth for sale or who disobeys orders issued by the Panchayat in the exercise of the powers conferred upon them.

(iv) power to exclude cattle which graze without permission

(v) power to regulate the cutting and taking of wood, leaves and thorns for domestic or agricultural purposes.

(vi) power to report to the Revenue Divisional Officer any offences for which prosecution is desired, and, when of opinion, that the offences may be compounded, to suggest the amount for composition may be sanctioned.

9. With the permission of the Revenue Divisional Officer previously obtained, the Panchayat may make any

improvements to the area by way of planting trees, making cattle pounds or digging wells, or clearing noxious growth and the Panchayat shall be entitled to enjoy the entire -- benefit and the revenue derived from such improvement so - long as the area assigned remains under its control. But such improvements shall not give the Panchayat or any ----- member of it any right in the area which they do not ------ otherwise possess under this agreement.

10. The area under management may be inspected by any Revenue Officer not below the rank of Revenue Inspector and by any Officer of the Forest Department not below the rank of the Ranger.

But no orders shall be issued to the Panchayat except by the Collector or Revenue Divisional Officer.

A Schedule.

Item 1. THE EXTENT AND AREA OF THE KADU UNDER MANAGEMENT.

District.	South Kanara.
Taluk.	Karkal.
Name of the block.	Ramasamudram Kadu in 4 blocks.
Survey & Subdivision numbers.	S.Nos.353, 354-1 and 352-2 of Miyar village and S.No.401 of Karkal village.
Area.	Acs.531.94.

Item 2. The said 'Tavere Kere' (Lotus Tank) lies in ----- Hill No.256.

163

Chief Conservator's Office.
10th June 1923.

There is no objection to the proposed transfer from a forest point of view.

H. Tireman
Ag. Chief Conservator.

To the Secretary to Government,
Development Department (with c.f.).

15 JUN 1923

Dt. 11.6.23

UOM 3910/23
11.6

D1390 T
18/6/23

(y)

The Ramanadapuram Kadai Forest Panchayat abheers from the Taluk Board's contentions letter on pp 2-4 of C.F., to have been established by virtue of the order of the Collector of Madura in connection with the conditions of agreement entered into by the Panchayat (V. form on p 6 of the agreement of P.O. No 1185 dt. 2.5.1916).

The transfer of the Forest to the Village Panchayat under Act XV of 1920 will have to be effected by an order of the Local Govt (V. Sec 17). But before this order can issue we must first contribute which to be made on Panchayat, and the conditions about the management, protection and maintenance of the forest in question. The C.C. has not made any remarks

on these points. Apparently, the idea seems to be that the new Village Panchayat should enter into the shoes of the old Forest Panchayat and accept & abide by all the conditions including the amount of contribution

Perhaps, without going into all these details, we may issue an order,

(1) abolishing the Forest Panchayat constituted for the management of the Ramanamundram Kadu Forest of the Lotus Tank

and (2) ~~—~~ intimating him to the Village Panchayat ~~formed~~ constituted under Act XV of 1920 on the same conditions or as those on which they were held by the ~~old~~ previous Forest Panchayat.

Proceedings 5/Aug/B
5-6-25

This should not be sent

Ch.
C4 166/25

Ci 1616
D 51
12 1851

Ris Ramanamundra Kadu was handed over to a local panchayat as a result of deliberations which took place some time before the idea of forest panchayats generally

85

became practical politics
I think we had better first find
out what the conditions were

RtC
18/6/23

Remarks

To hs

Draft O.M. to the Collr. of S. Kanara is submitted for approval.

Draft an O.M. calling for the remarks from the Collr. S.K.
hs 28/6/23

RtC
18/6/23

CA 21/6. LAR 26.6.23

CA 27/6 LAR 28/6/23

μ 7 c.f. [O.M to the Collr. of S. Kanara 1331-I/23-2 dt 25-6-23]

μ 8 c.f. C 1487-I [From the Regr. Genl of Panchayats No 1057-2 dt 19-6-23]

To us.

The Regr. Genl requests (μ 8 c.f.) early orders on the subject. An interim reply to him is submd. for approval.

hs 28. 6. 23

μ 10-13 c.f. [C 1586-I] From the Collr. of S. Kanara No D Dis 3999-23-V-7 dt 10. 7. 23

To us

Please see letter from the Collr. of S. Kanara at μ 10-13 c.f. He has submitted

a copy of the agreement transferring the control of the Ramasamudram Kadu to the present forest panchayat. The information was called for at the instance of H.M C_4 pp 11-13c f

pp 5 supra

~~It is not clear that this is what the H.M~~ actually wanted ~~and not~~ the general conditions which led to the transfer of the ~~forest to Panchayat management~~.

CA
20.7.93

SRR
20.7.93.

The following points in the agreement are of importance

(1) The agreement is to be in force till the end of June 1924. There is no provision in the agreement empowering Colly to dissolve it before the expiry of the period

But there may be no objection to terminate the contract by mutual consent.

(2) The Panchayat was not to pay any thing for the forest area entrusted to it, during the first period of 5 yrs

To continue this exemption from payment of contribution hereafter may not seem to be necessary. We may have to fix an amount with reference to the productive capacity of the forest in question. We have no average for 3 yrs since during that period nothing was paid to Govt we

20 Z

may ask them to file their suits, we may then address the Panchayat (now) to state if they agree to its annual payment.

S/LwR
20-7-25.

"If the limits of jurisdiction of the Kadal Panchayat are to be extended to include Meenachil Taluk, the work can be taken

Y
2/7/25

FO his.

The Kadal Village Panchayat is an administrative panchayat. It has no judicial functions. It will continue to be an administrative body even after the transfer of the powers of the Ramanathapuram Taluk Panchayat. It does not Thuckalay require any work to be done by Law dept.

2. The L.S.G. dept will have to be consulted as it is that dept. that administers the Kadal Village Panchayat Act.

Let
26.7.25

and submit it should not follow the usual course in such cases.

S/LwR
26.7.25

Sanction to the above work is to be given with the approval of Village Panchayats under the act XV of 1920 - Law or L.S.G. Please find out.

Lwl
27.7.25

T.

Fo Rv.

The L.S.G. Dept deals with Sect XV of 920. The order we may issue requires the commencement of the Sect but the first question for decision is on what terms the Forest Panchayats jurisdiction is to be transferred to the new Village Panchayats are we to hand over the forests properly free of any contribution to the new Panchayats? or are we to levy a charge. This point is the important one in this connection

RR 27.7.25

S/ Gulf 27.7.25

I think it should be laid down at first that Village Panchayats on the Plains should be as it were held by the first Panchayats should be, as recommended by Mr Collector, the Hill Tracts should be excluded from it. The Rules of the agreement which is then submitted by the Collector should be L 11-12 CF taken out this are very much the same as those under which reserves are taken over by the existing first Panchayats (with Rule 5 of agreement in Ft 4-5 of Go 1185 Rev dated 23rd May 1918.) The L. Whole difficulty seems to me is how Panchayats taken over should benefit I think that

Dr. 9

A

[illegible] it would [illegible] to [illegible] to village panchayat [illegible] a taluq we must [illegible] that [illegible] panchayat panel sitting [illegible] that land. To villages panchayat [illegible] will [illegible] must [illegible] [illegible] [illegible]

have been delegated to the R.Q of V.P. – vide Q.O. No 162 L.M.S. 24.1.1922 and Q.O. No 2599 L.M. dt 23.12.1921. The orders referred to in para 2 of the draft will have therefore to be issued by the R.Q. (B) (D)

2 The draft may be accepted & the file returned to the Development Deptt. (40).

20823

22.8.23.

Dy. Secy. to be issued - vide D.

Draft approved [S.Q.40. 19502-I.L.M.(A)] 23.8.23

the order may issue.

5/ 25/8/23.

D.1986-I 27.8.23

23.8.23